

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR 11-0114-WHA  
Plaintiff, )  
v. ) STIPULATION AND [PROPOSED]  
DAVID JEFFERSON, ) ORDER EXCLUDING TIME FROM  
Defendant. ) SPEEDY TRIAL ACT CALCULATION  
(18 U.S.C. § 3161(h)(7)(A))

With the agreement of the parties, and with the consent of defendant David Jefferson, the Court enters this order documenting defendant's exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(c)(1), from March 22, 2011, to April 12, 2011. The parties agree, and the Court finds and holds, as follows:

1. Defendant agreed to an exclusion of time under the Speedy Trial Act. His counsel required time to review discovery (some 200 pages of discovery) recently produced by the government and to discuss it with the defendant, as well as to conduct an investigation into possible defenses (which includes consulting with counsel who represented the defendant in a state court proceeding). Accordingly, failure to grant the requested continuance would have

1 unreasonably denied defendant's counsel the reasonable time necessary for effective preparation,  
2 taking into account the exercise of due diligence, in this case. The government concurred that  
3 such a continuation was necessary for the stated reasons.

4 2. Given these circumstances, the Court found that the ends of justice served by  
5 excluding the period from March 22, 2011, to April 12, 2011, outweigh the best interest of the  
6 public and the defendant in a speedy trial. Id. at § 3161(h)(7)(A).

7 3. Accordingly, and with the consent of the defendant, at the hearing on March 22,  
8 2011, the Court ordered that the period from March 22, 2011, to April 12, 2011, be excluded  
9 from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

10 IT IS SO STIPULATED.

11  
12 DATED: March 22, 2011

13 /S/  
14 ELIZABETH M. FALK  
Assistant Federal Public Defender  
Attorney for the Defendant

15 DATED: March 22, 2011

16 /S/  
17 ANDREW M. SCOBLE  
18 Assistant United States Attorney

19 IT IS SO ORDERED.

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21 DATED: March 23, 2011.

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HON. WILLIAM H. ALSUP  
United States District Judge